IN THE HIGH COURT OF BOMBAY AT GOA
APPEAL FROM ORDER NO.40 OF 2005
AND
CIVIL APPLICATION NO.231 OF 2005

Mr. Gurudas Dinanath Lotlikar .... Appellant
Vs.
Automobile Corporation of Goa Ltd. .... Respondent

Shri Shivan Dessai for the Appellant/Applicant.
Shri N. Vaze for the Respondent.

CORAM: R.M.S. KHANDEPARKAR, J.

DATED: FEBRUARY 17, 2006

P.C:

In view of what transpired in the course of hearing of the matter, it is not necessary to deal with the various issues sought to be raised and the various contentions sought to be advanced by either sides, suffice to say that the appellant/applicant has shown willingness to deposit sum of Rs.39/- lakhs in the Court to show his bona fide for specific performance of the alleged agreement between the parties. In view of the same, by consent, the appellant is allowed to deposit the said sum of Rs.39/- lakhs in the trial Court within one week, which shall be invested by the trial Court in any nationalised Bank and shall be kept so invested till the expiry of two months after the disposal of Special Civil Suit No.171/2003/B. Meanwhile, the respondent herein shall not enter into any transaction in respect of the suit premises or any part thereof, nor

create any third party interest therein in any manner, nor shall part with the possession thereof or any part thereof, nor shall change the status quo in relation to the suit premises till the disposal of the said suit. The trial Court to dispose of the suit expeditiously and in any case on or before 31-7-2007. Both the parties are expected to co-operate with the trial Court in expeditious disposal of the suit. The appeal and the application are disposed of with the above directions, with no order as to costs.